THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

DATED: 08-09-2005

WRIT PETITION No.19455 OF 2005

Between:

The Guntur District Tobacco Growers and

Curers Coop. Marketing Society Ltd. . . .Petitioner

And

N.Ravi Prasad and another . . .Respondents

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.19455 OF 2005

O R D E R:

This writ petition is filed challenging the award dated 16-04-2005 passed by the Labour Court, Guntur, in I.D.No.4 of 2003.

The first respondent filed the above I.D. alleging that he was retrenched from service contrary to the provisions of Section 25-F of the Industrial Disputes Act, 1947, (for short "the Act"). The Labour Court passed an award holding that the petitioner did not follow the procedure prescribed under Section 25-F of the Act and directed payment of a sum of Rs.2,250/- representing the notice pay.

Heard the learned counsel for the petitioner.

A perusal of the award discloses that the petitioner did not dispute the

allegation that it did not follow the procedure prescribed under Section 25-F of the Act, while discontinuing the first respondent from its service. The Labour Court followed the judgment of Rajasthan High Court in **ARJUN SINGH v. LABOUR COURT, JODHPUR,** and took the view that though the first respondent was entitled to be reinstated into service on account of infraction of Section 25-F of the Act, the relief be restricted for payment of notice pay, on account of the delay in filing I.D. The amount itself is meager, and this Court does not find any basis to interfere with the award.

This writ petition is accordingly dismissed.

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(L.NARASIMHA REDDY, J)

8th SEPTEMBER, 2005.

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